

## GOVERNMENT OPERATIONS COMMITTEES

### ANNOUNCEMENT OF PUBLIC HEARINGS

For the date, time, and location of this hearing of the Joint Operations committees, call 615-741-3642. The following rules were filed in the Secretary of State's office during the previous month. All persons who wish to testify at the hearings or who wish to submit written statements on information for inclusion in the staff report on the rules should promptly notify Fred Standbrook, Suite G-3, War Memorial Building, Nashville TN 37243-0059, (615) 741-3072.

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
<a href="#">03-01-08</a>	Mar 3, 2008	0940 Mental Health and Developmental Disabilities Mental Health Services Division	Rulemaking Hearing Rules	New Rules	2841	Chapter 0940-03-09 Use of Isolation, Mechanical Restraint, and Physical Holding Restraint In Mental Health Residential Treatment Facilities 0940-03-09-.01 Purpose 0940-03-09-.02 Scope 0940-03-09-.03 Definitions 0940-03-09-.04 Use of Isolation, Mechanical Restraint, and Physical Holding Restraint 0940-03-09-.05 Policies and Procedures 0940-03-09-.06 Initiation of Isolation, Mechanical Restraint or Physical Holding Restraint 0940-03-09-.07 Order 0940-03-09-.08 Length of Order 0940-03-09-.09 Renewal 0940-03-09-.10 Assessment 0940-03-09-.11 Behavioral Criteria for Release 0940-03-09-.12 Monitoring and Assessment of Continued Need 0940-03-09-.13 Location of Use 0940-03-09-.14 Termination 0940-03-09-.15 Notification	Cynthia Tyler Mental Health and Developmental Disabilities 3rd Fl Cordell Hull Bldg 425 5h Ave N Nashville TN 37243 (615) 532-6520	May 17, 2008

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
<a href="#">03-01-08.</a> <a href="#">cont.</a>						0940-03-09-.16 Internal Reviews 0940-03-09-.17 Performance Improvement Activities 0940-03-09-.18 Training 0940-03-09-.19 Medical Treatment for Injuries and Reporting		
<a href="#">03-02-08</a>	Mar 5, 2008	0800 Medical Examiners	Rulemaking Hearing Rules	Amendment	2842	Chapter 0880-02 General Rules and Regulations Governing the Practice of Medicine 0880-02-.21 Office Based Surgery	Matthew J. Scanlan, Health OGC 227 French Landing Suite 300 Heritage Place, MetroCenter Nashville, TN 37243, (615) 741-1611	May 19, 2008
<a href="#">03-05-08</a>	March 11, 2008	1340 Safety Division of Driver License Issuance	Public Necessity Rules		2839	Chapter 1340-1-13 Rules of Classified and Commercial Driver Licenses And Certificates For Driving 1340-1-13-.01 Purpose 1340-1-13-.02 Definitions 1340-1-13-.03 Driver License and Certificate for Driving Classifications 1340-1-13-.04 Endorsements 1340-1-13-.05 Instructional Permits 1340-1-13-.06 Photo Identification Licenses 1340-1-13-.08 General Eligibility Standards 1340-1-13-.09 Mental and Physical Standards 1340-1-13-.10 Vision Standards 1340-1-13-.11 Application Requirements 1340-1-13-.12 Proof of Date of Birth, Residency, Lawful Permanent Residency and Identification	Wanda Moore, Director Driver License Issuance Department of Safety 1150 Foster Avenue Nashville, TN 37249-1000 (615) 251-5140	March 11, 2008 through Aug 23, 2008

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<a href="#">03-05-08. cont</a>						1340-1-13-.13 Minors Obtaining Licenses or Certificates for Driving 1340-1-13-.14 Fees 1340-1-13-.15 Examinations 1340-1-13-.16 Fraudulent Applications 1340-1-13-.17 Expirations and Renewals 1340-1-13-.18 Contents and Design of Licenses and Certificates For Driving 1340-1-13-.19 Changes of Information, Duplicates 1340-1-13-.20 Restrictions 1340-1-13-.21 Reinstatement after Cancellation, Revocation, or Suspension 1340-1-13-.22 Third Party Testing		
<a href="#">03-06-08</a>	Mar 11, 2008	Peace Officer Standards and Training Commission	Emergency Rules	Amendment	2840	1110-02 Certification 1110-02-.04 Denial, Suspension and Revocation of Certification	Murrey Smith Commerce and Insurance Legal 500 J Robertson Pkwy D Crockett Twr 12th Fl Nashville TN 37243 615-741-3072	March 11, 2008 Aug 23, 2008
<a href="#">03-07-08</a>	Mar 11, 2008	1340 Safety Driver Control Division	Proposed Rules	Amendment	2843	Chapter 1340-01-04 Tennessee Driver Improvement Program 1340-01-04-.01 Purpose 1340-01-04-.03 Schedule of Points 1340-01-04-.04 Revocation or Suspension of Driver License or Certificate for Driving for Moving Violation Convictions or Contributing to the Occurrence of a Traffic Crash	Roger Hutto Safety 1150 Foster Ave Nashville TN 37249-1000 615-251-5255	July 29. 2008

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<a href="#">03-08-08</a>	March 18, 2008	0400/1200 Environment and Conservation Solid Waste Management	Rulemaking Hearing Rules	Amendments	2844	Chapter 1200-01-11 Hazardous Waste Management 1200-01-11-.01 Hazardous Waste Management System: General [40 CFR 260] 1200-01-11-.02 Identification and Listing of Hazardous Waste [40 CFR 261] 1200-01-11-.03 Notification Requirements and Standards Applicable to Generators of Hazardous Wastes [40 CFR 262] 1200-01-11-.04 Requirements Applicable to Transfer Facilities, and Permit Requirements and Standards Applicable to Transporters of Hazardous Waste [40 CFR 263] 1200-01-11-.05 Interim Status Standards for Owners and Operators of Existing Hazardous Waste Treatment, Storage, and Disposal Facilities [40 CFR 265] 1200-01-11-.06 Standards for Owners and Operators of Hazardous Waste Treatment, Storage, and Disposal Facilities [40 CFR 264] 1200-01-11-.07 Permitting of Hazardous Waste Treatment, Storage, and Disposal Facilities 1200-01-11-.08 Fee System for Transporters, Stors, Treaters, Disposers, and Certain Generators of Hazardous Wastes and for Certain Used Oil Facilities or Transporters	James Davidson 5th Fl L&C Twr 401 Church St Nashville TN 37243-1535 615-532-0849	June 1, 2008

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
<a href="#">03-08-09_Cont.</a>						1200-01-11-.09 Standards for the Management of Specific Hazardous Wastes and Specific Types of Hazardous Waste Management Facilities [40 CFR 266] 1200-01-11-.10 Land Disposal Restrictions [40 CFR 268] 1200-01-11-.11 Standards for the Management of Used Oil [40 CFR 279] 1200-01-11-.12 Standards for Universal Waste Management [40 CFR 273]		
<a href="#">03-10-08</a>	Mar 20, 2008	0880 Medical Examiners	Emergency Rules	Amendment	2843	Chapter 0880-02 General Rules and Regulations Governing the Practice of Medicine 0880-02-.21 Office Based Surgery	Matthew J. Scanlan, Health OGC 220 Athens Way Suite 210 Plaza 1 MetroCenter Nashville, TN 37243, (615) 253-8746	Mar 20, 2008 through Sept 1, 2008
<a href="#">03-12-08</a>	March 24, 2008	0400/1200 Environment and Conservation Division of Water Pollution Control	Rulemaking Hearing Rules	Amendments       New Rule	2846	Chapter 1200-04-03 General Water Quality Criteria 1200-04-03-.07 Ground Water Classification 1200-04-03-.08 Criteria 1200-04-03-.09 Site Specific Impaired Classification Petition Process 1200-04-03-.10 Remediation Of Ground Water Or Perched Water 1200-04-03-.11 Classified Site Specific Impaired Ground Water and Respective Criteria  1200-04-03-.12 Reporting Requirement	Jim Haynes Division of Remediation 4th Floor, L & C Annex401 Church Street Nashville, TN 37243-1531 (615) 532-0900	June 7, 2008

FS	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
<a href="#">03-13-08</a>	March 26, 2008	0780 Commerce and Insurance Regulatory Boards	Rulemaking Hearing Rules	Amendment	2847	Chapter 0780-05-07 Geologists 0780-05-07-.07 Fees 0780-05-07-.01 Purpose 0780-05-07-.02 Definitions 0780-05-07-.03 Application for License 0780-05-07-.04 Application Requirements 0780-05-07-.05 Renewal Requirements 0780-05-07-.06 Retired or Inactive Status 0780-05-07-.08 Seals 0780-05-07-.09 Civil Penalties 0780-05-07-.10 Code of Professional Conduct	J. Wayne Pugh Regulatory Boards Office of Legal Counsel 500 J Robertson Pkwy D Crockett Tw 5th Fl Nashville TN 37243 (615) 253-2371	June 9, 2008
<a href="#">03-17-08</a>	March 27, 2008	0780 Commerce and Insurance Division of Regulatory Boards Tennessee Locksmith Licensing Program	Notice of Withdrawal of Rules		03-17	0780-5-13-.13(5)(f)(1)  Originally Filed Feb 29, 2008 To have been effective May 14, 2008	Joseph M. Underwood Commerce and Insurance 500 J Robertson Pkwy D Crockett Twr 12th Fl Nashville TN 37243 (615) 741-3072	March 27, 2008
<a href="#">03-18-08</a>	March 27, 2008	0620/1200 Finance and Administration Bureau of TennCare	Rulemaking Hearing Rules	Repeal	2848	Chapter 1200-13-01 General Rules 1200-13-01-.27 Home And Community Based Services Waiver For The Elderly And Disabled In Shelby County	Katie Lamb George Woods Bureau of TennCare 310 Great Circle Road Nashville, TN 37243 (615) 507-6446	June 10, 2008

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<a href="#">03-21-08</a>	March 31, 2008	1320 Revenue	Proposed rules	Amendments	2849-2850	1320-05-01 State Sales and Use Tax Rules 1320-5-1-.22 Florists and Nurserymen 1320-5-1-.23 Federal Excise Taxes, When Deductible 1320-5-1-.50 Returned Merchandise, Credits, and Allowances 1320-5-1-.61 Undertakers and Funeral Directors 1320-5-1-.67 Printing Industry 1320-5-1-.68 Resale Certificate  1320-5-1-.13 Computation of Tax 1320-5-1-.71 Freight and Delivery Charges 1320-5-1-.77 Tax Applies to Total Purchases 1320-5-1-.83 Bracket System 1320-5-1-.87 Livestock-Feeders-Livestock and Poultry Feed 1320-5-1-.109 Telephone and Telegraph Service 1320-5-1-.111 Farm Equipment and Machinery	David Gerregano Revenue 6th FIAJ Bldg 500 Deaderick St Nashville TN 37243 615-741-2348	July 29, 2008
<a href="#">03-22-08</a>	March 31, 2008	1320 Revenue	Proposed Rules	Repeals	2851	Chapter 1320-05-02 Local Sales and Use Tax Rules 1320-05-02-.01 Bracket System	David Gerregano Revenue 6th FIAJ Bldg 500 Deaderick St Nashville TN 37243 615-741-2348	July 29, 2008

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<a href="#">03-23-08</a>	March 28, 2008	0400/1200 Environment and Conservation Division of Underground Storage Tanks	Proposed Rules	Amendments	2852	Chapter 1200-01-15 Underground Storage Tank Program 1200-01-15-.01 Program Scope, Definitions and Proprietary Information 1200-01-15-.02 UST Systems: Installation and Operation 1200-01-15-.06 Petroleum Release Response, Remediation and Risk Management 1200-01-15-.07 Out-of-Service UST Systems and Closure 1200-01-15-.09 Administrative Guidelines and Procedures for the Tennessee Petroleum Underground Storage Tank Fund 1200-01-15-.10 Fee Collection and Certification Issuance 1200-01-15-.12 Indicia of Ownership 1200-01-15-.13 Voluntary Registry	Alan M. Leiserson Office of General Counsel Department of Environment and Conservation L & C Tower, 20th Floor 401 Church Street Nashville, Tennessee 37243 615-532-0125	July 29, 2008
<a href="#">03-24-08</a>	March 31, 2008	0400/1200 Environment and Conservation Water Pollution Control	Rulemaking Hearing rules	Amendments	2853	Chapter 1200-04-11 Environmental Protection Fund Fees 1200-04-11-.02 Fees	Garland Wiggins Division of Water Pollution Control 6th Floor, L & C Annex 401 Church Street Nashville, TN 37243-1531 (615) 532-0633	June 14, 2008